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Attorneys for Defendant  
7-ELEVEN, INC.

**UNITED STATES DISTRICT COURT**  
**FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

KIMBERLY ALEKSICK,  
individually and on behalf of other  
members of the general public  
similarly situated,

Plaintiffs,

v.

7-ELEVEN, INC., a Texas  
Corporation, MICHAEL TUCKER;  
an individual; and DOES 1-50,  
Inclusive,

Defendants.

CASE NO. 08 CV 0059 J (WMc)  
The Hon. Napoleon A. Jones, Jr.

**DECLARATION OF ERIC A.  
WELTER**

Hearing Date: March 3, 2008

Time: 8:30 a.m.

Courtroom: 12

Judge: Hon. Napoleon A. Jones, Jr.

I, Eric A. Welter, declare:

1. I am a shareholder with Welter Law Firm, P.C. I was counsel for  
Defendant 7-Eleven, Inc. in this matter in state court prior to removal *pro hac vice*

1 and have been admitted to appear *pro hac vice* before this Court. I am licensed to  
2 practice law in the Commonwealth of Virginia. I have personal knowledge of the  
3 facts set forth in this Declaration and would be competent to testify to them, if  
4 called upon to do so.

5 2. Attached as Exhibit A is a true and correct copy of a letter and  
6 proposed First Amended Complaint that our firm received by facsimile on  
7 December 13, 2007.

8 3. Attached as Exhibit B is a true and correct copy of 7-Eleven's Request  
9 for Admissions to Defendant Michael Tucker in the state court action.

10 4. Attached as Exhibit C is a true and correct copy of Defendant  
11 Tucker's responses to 7-Eleven's request for admissions in the state court action.

12 I declare under penalty of perjury that the foregoing is true and correct.

13 Executed this 15<sup>th</sup> day of February, 2008, at Herndon, Virginia.

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15 /s/ Eric A. Welter

16 Eric A. Welter  
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